

## ORDER

To obtain a commitment order against Williams, the government must establish three facts by clear and convincing evidence: (1) that Williams “has engaged or attempted to engage in sexually violent conduct or child molestation,” *id.* § 4247(a)(5); (2) that Williams currently “suffers from a serious mental illness, abnormality, or disorder”; and (3) as a result of the serious mental illness,

abnormality, or disorder, that Williams “would have serious difficulty in refraining from sexually violent conduct or child molestation if released.” Id. § 4247(a)(6); see United States v. Caporale, No. 12-6832, 2012 WL 6052021, at \*1 (4th Cir. Dec. 6, 2012); United States v. Wooden, 693 F.3d 440, 442 (4th Cir. 2012); United States v. Francis, 686 F.3d 265, 268, 274 (4th Cir. 2012); United States v. Hall, 664 F.3d 456, 461 (4th Cir. 2012); United States v. Comstock, 627 F.3d 513, 515–16 (4th Cir. 2010), cert. denied, 131 S. Ct. 3026 (2011).

On August 28, 2012, the court held a bench trial. On December 21, 2012, the court announced its findings and conclusions from the bench. The transcript is incorporated herein by reference. The United States has proven by clear and convincing evidence that Williams has engaged in child molestation and sexually violent conduct, and suffers from serious mental illnesses, abnormalities, and disorders. The United States also has proven by clear and convincing evidence that, as a result of his serious mental illnesses, abnormalities, or disorders, Williams “would have serious difficulty in refraining from sexually violent conduct or child molestation if released.” 18 U.S.C. § 4247(a)(6). Thus, the United States has proven that Williams is a sexually dangerous person as defined in the Adam Walsh Act.

In sum, the court finds by clear and convincing evidence that Williams is a sexually dangerous person under the Adam Walsh Act. Accordingly, judgment shall be entered in favor of the United States, and against respondent Johnny Lee Williams. Johnny Lee Williams is hereby committed to the custody and care of the Attorney General pursuant to 18 U.S.C. § 4248.

SO ORDERED. This 21 day of December 2012.

  
JAMES C. DEVER III  
Chief United States District Judge